



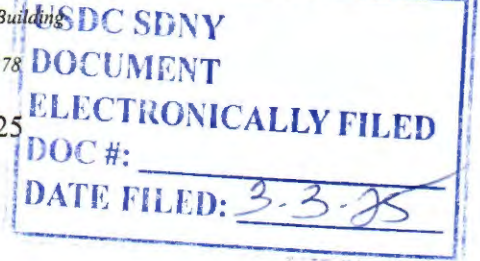
U.S. Department of Justice

United States Attorney  
Southern District of New York

## MEMO ENDORSED

Jacob K. Javits Federal Building  
26 Federal Plaza  
New York, New York 10278

February 28, 2025

BY ECF

The Honorable Lewis A. Kaplan  
United States District Judge Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St.  
New York, NY 10007-1312

**Re: *United States v. Robert Birch, a/k/a "Robbie Birch", 23 Cr. 563 (LAK)***

Dear Judge Kaplan:

The Government writes with consent of the defense to respectfully request that the conference scheduled for March 5, 2025, be adjourned to a date in approximately six weeks. The Government requires additional time to consider the defendant's mitigation submission. An adjournment of approximately six weeks will enable the parties to continue their discussions of a potential pretrial resolution.

Accordingly, the Government respectfully requests that time be excluded under the Speedy Trial Act between March 5, 2025 through the next scheduled conference, because the "ends of justice served by the granting of such continuance outweigh the best interests of the public and the defendant in a speedy trial." 18 U.S.C. § 3161(h)(7)(A). The Government consulted with counsel for the defendant, who do not object to the exclusion of time.

Respectfully submitted,

MATTHEW PODOLSKY  
Acting United States Attorney for the  
Southern District of New York

by: /s/  
Jamie Bagliebter / Elizabeth A. Espinosa  
Assistant United States Attorneys  
(212) 637-2236/-2216

CC: Counsel of Record

SO ORDERED

LEWIS A. KAPLAN, USDJ

*Adjourned until 4/15/25 at 10 a.m.  
Time excluded to and including 4/15/25  
The interests of justice served thereby  
outweigh the interests of the public  
and the defendant in a speedy  
3/3/25 final for the reasons stated above.*